



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

March 30, 2017

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *WAP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Kristin D. Roser/Ben Holly *B/H*
Reports Analysis Division *ll for KDR*
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2016 Year-End Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2016 Year-End Report in accordance with 52 U.S.C. § 30104(a). The Year-End Report was due on January 31, 2017.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report : no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

Federal Election Commission
Reason to Believe Circulation Report
2016 YEAR-END Not Election Sensitive 01/31/2017 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3286	C00599944	ADRIAN GARCIA FOR CONGRESS	ADRIAN GARCIA	MONICA GARCIA	\$778,965	0		Not Filed	\$155,793 (est)	\$7,641
3287	C00623256	AMERICA COMES FIRST PAC		DAVID W. SCHAMENS	\$463,211	0		Not Filed	\$154,403 (est)	\$7,641
3288	C00597682	ANGEL ROSA COMISIONADO RESIDENTE	ANGEL ROSA	ELISAMUEL RIVERA	\$418,345	0		Not Filed	\$83,669 (est)	\$4,862
3289	C00556944	BRUCE DAVIS FOR US CONGRESS	BRUCE EDWARD DAVIS SR.	GLENDIA CLARK	\$166,677	0		Not Filed	\$16,667 (est)	\$654
3290	C00496927	CITIZENS SUPER PAC FOR AMERICA (GSPAC)		SIDDIQ MUMIN	\$232,710	1		Not Filed	\$46,542 (est)	\$1,470
3291	C00554253	CLAITOR FOR CONGRESS	DANIEL A. CLAITOR	CHELSEA BONNECAZE	\$120,518	6		Not Filed	\$120,518 (est)	\$15,630
3292	C00551465	COMMITTEE TO ELECT JD WINTEREGG	J.D. WINTEREGG	JOSEPH WINTEREGG	\$179,199	1		Not Filed	\$25,599 (est)	\$1,470
3293	C00614362	DAN COX FOR CONGRESS	DAN COX	DANIEL RAZVI	\$145,404	0	2/14/2017	14	\$2,091	\$117
3294	C00606970	EUGENE FOR CONGRESS	EUGENE YU	ERIC YU	\$110,841	0		Not Filed	\$36,946 (est)	\$1,176
3295	C00590943	FIORE FOR CONGRESS	MICHELE FIORE	ANDREA SCHULEIN	\$880,713	0		Not Filed	\$176,142 (est)	\$7,641
3296	C00404350	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		SHARLYN WOODY	\$151,145	0		Not Filed	\$21,592 (est)	\$654
3297	C00603654	FRIENDS OF MATT DETCH	MATTHEW PAUL DETCH	MICHAEL BEALE	\$110,005	0		Not Filed	\$36,668 (est)	\$1,176

3299	C00385740	FROZEN FOOD POLITICAL ACTION COMMITTEE		ALISON REICH BODOR	\$149,826	0		Not Filed	\$29,965 (est)	\$1,176
3300	C00576223	GALLAGHER FOR NEW YORK	MICHAEL GALLAGHER	MICHAEL GALLAGHER	\$182,614	0		Not Filed	\$26,087 (est)	\$1,176
3301	C00524363	GREAT LAKES SUPER POLITICAL ACTION COMMITTEE		DWIGHT WASHINGTON	\$157,500	0		Not Filed	\$31,500 (est)	\$1,176

3303	C00607929	KHARY FOR CONGRESS	KHARY PENEBAKER	SUSAN HOTZ	\$159,865	0		Not Filed	\$31,973 (est)	\$1,176
3305	C00565598	MAXWELL FOR CONGRESS	CHIP MAXWELL	CHIP MAXWELL	\$225,686	0		Not Filed	\$32,240 (est)	\$1,176
3306	C00570564	PAMELA KEITH FOR SENATE 2016	PAMELA MICHELE KEITH	PAMELA KEITH	\$513,212	0		Not Filed	\$64,151 (est)	\$3,751
3307	C00612861	PELLERIN FOR US SENATE LLC	JOSHUA A. PELLERIN	JENNIFER MAY	\$348,588	0		Not Filed	\$69,717 (est)	\$3,751
3308	C00427203	PENINSULA DEMOCRATIC COALITION		ZACHERY ROSS	\$468,019	0	2/8/2017	8	\$5,441	\$113

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3309	C00192849	PLUMBERS AND PIPEFITTERS LOCAL UNION 74		MICHAEL B. HACKENDORN	\$293,983	4	2/13/2017	13	\$4,387	\$222
3310	C00620427	PRIDE FUND TO END GUN VIOLENCE PAC		JORDAN CROWDER	\$121,882	0	3/4/2017	Not Filed	\$13,225 (est)	\$654
3311	C00473538	RICH ASHOOH COMMITTEE	RICHARD E. ASHOOH	RICHARD J. MALONEY	\$637,088	0		Not Filed	\$79,636 (est)	\$4,862
3312	C00607762	SOULES FOR US CONGRESS	MERRIE LEE SOULES	MARYANN HENDRICKSON	\$799,501	0		Not Filed	\$133,250 (est)	\$6,252
3313	C00591875	SUE GOOGE FOR CONGRESS	SUE GOOGE	TRACY PAINTER PERINA	\$194,648	0		Not Filed	\$27,806 (est)	\$1,176
3314	C00362632	SWING STATES FOR A CONSERVATIVE WHITE HOUSE PAC INC		OFFICE OF TREASURER	\$134,449	1		Not Filed	\$44,816 (est)	\$1,470
3315	C00445163	TADDEO FOR CONGRESS	ANNETTE TADDEO	RALPH PATINO	\$3,486,757	0	2/17/2017	17	\$346,633	\$6,793
3316	C00581314	TAYLOR GRIFFIN FOR CONGRESS	WILLIAM TAYLOR GRIFFIN	TAYLOR GRIFFIN	\$717,525	0		Not Filed	\$119,587 (est)	\$6,252
3317	C00613216	THE CANDIDATE BILLY DAVIS INC.	BILLY DAVIS	BILLY DAVIS	\$146,000	1		Not Filed	\$73,000 (est)	\$4,688
3318	C00612846	THE DEMOCRATIC COALITION		FRANCESCA N. LUCIA	\$247,741	0		Not Filed	\$82,580 (est)	\$4,862

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2016)
Year-End Report for the Administrative)
Fine Program:)
ADRIAN GARCIA FOR CONGRESS, and) AF# 3286
GARCIA, MONICA as treasurer;)
AMERICA COMES FIRST PAC, and) AF# 3287
SCHAMENS, DAVID W MR. as treasurer;)
ANGEL ROSA COMISIONADO) AF# 3288
RESIDENTE, and RIVERA, ELISAMUEL)
as treasurer;)
BRUCE DAVIS FOR US CONGRESS, and) AF# 3289
CLARK, GLENDA as treasurer;)
CITIZENS SUPER PAC FOR AMERICA) AF# 3290
(CSPAC), and SIDDIQ MUMIN as)
treasurer;)
CLAITOR FOR CONGRESS, and) AF# 3291
CHELSEA BONNECAZE as treasurer;)
COMMITTEE TO ELECT JD) AF# 3292
WINTEREGG, and WINTEREGG,)
JOSEPH as treasurer;)
DAN COX FOR CONGRESS, and RAZVI,) AF# 3293
DANIEL as treasurer;)
EUGENE FOR CONGRESS, and YU,) AF# 3294
ERIC MR. as treasurer;)
FIORE FOR CONGRESS, and) AF# 3295
SCHULEIN, ANDREA as treasurer;)
FRESNO COUNTY DEMOCRATIC) AF# 3296
WOMEN'S CLUB/DEMOCRATS IN)
ACTION, and WOODY, SHARLYN MS as)
treasurer;)
FRIENDS OF MATT DETCH, and) AF# 3297
BEALE, MICHAEL as treasurer;)

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Certification for Administrative Fines
April 03, 2017

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FROZEN FOOD POLITICAL ACTION COMMITTEE, and REICH BODOR, ALISON as treasurer; AF# 3299
GALLAGHER FOR NEW YORK, and GALLAGHER, MICHAEL as treasurer;) AF# 3300
GREAT LAKES SUPER POLITICAL ACTION COMMITTEE, and DWIGHT WASHINGTON as treasurer;) AF# 3301
KHARY FOR CONGRESS, and HOTZ, SUSAN as treasurer;) AF# 3303
MAXWELL FOR CONGRESS, and CHIP MAXWELL as treasurer;) AF# 3305
PAMELA KEITH FOR SENATE 2016, and PAMELA KEITH as treasurer;) AF# 3306
PELLERIN FOR US SENATE LLC, and JENNIFER MAY as treasurer;) AF# 3307
PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS as treasurer;) AF# 3308
PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and HACKENDORN, MICHAEL B as treasurer;) AF# 3309
PRIDE FUND TO END GUN VIOLENCE PAC, and CROWDER, JORDAN as treasurer;) AF# 3310
RICH ASHOOH COMMITTEE, and MALONEY, RICHARD J. as treasurer;) AF# 3311
SOULES FOR US CONGRESS, and HENDRICKSON, MARYANN MS as treasurer;) AF# 3312
SUE GOOGE FOR CONGRESS, and TRACY PAINTER PERINA as treasurer;) AF# 3313
TADDEO FOR CONGRESS, and PATINO, RALPH as treasurer;) AF# 3315
TAYLOR GRIFFIN FOR CONGRESS, and GRIFFIN, TAYLOR as treasurer;) AF# 3316
THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY as treasurer;) AF# 3317
THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N as treasurer;) AF# 3318

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission,
do hereby certify that on April 03, 2017 the Commission took the following actions
on the Reason To Believe Recommendation - 2016 Year-End Report for the
Administrative Fine Program as recommended in the Reports Analysis Division's
Memorandum dated March 30, 2017, on the following committees:

AF#3286 Decided by a vote of 4-0 to: (1) find reason to believe that ADRIAN GARCIA FOR CONGRESS, and GARCIA, MONICA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3287 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICA COMES FIRST PAC, and SCHAMENS, DAVID W MR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3288 Decided by a vote of 4-0 to: (1) find reason to believe that ANGEL ROSA COMISIONADO RESIDENTE, and RIVERA, ELISAMUEL in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3289 Decided by a vote of 4-0 to: (1) find reason to believe that BRUCE DAVIS FOR US CONGRESS, and CLARK, GLENDA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3290 Decided by a vote of 4-0 to: (1) find reason to believe that CITIZENS SUPER PAC FOR AMERICA (CSPAC), and SIDDIQ MUMIN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3291 Decided by a vote of 4-0 to: (1) find reason to believe that CLAITOR FOR CONGRESS, and CHELSEA BONNECAZE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3292 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT JD WINTEREGG, and WINTEREGG, JOSEPH in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3293 Decided by a vote of 4-0 to: (1) find reason to believe that DAN COX FOR CONGRESS, and RAZVI, DANIEL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3294 Decided by a vote of 4-0 to: (1) find reason to believe that EUGENE FOR CONGRESS, and YU, ERIC MR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3295 Decided by a vote of 4-0 to: (1) find reason to believe that FIORE FOR CONGRESS, and SCHULEIN, ANDREA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3296 Decided by a vote of 4-0 to: (1) find reason to believe that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and WOODY, SHARLYN MS in her official capacity as treasurer violated 52 U.S.C.

30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3297 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF MATT DETCH, and BEALE, MICHAEL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3299 Decided by a vote of 4-0 to: (1) find reason to believe that FROZEN FOOD POLITICAL ACTION COMMITTEE, and REICH BODOR, ALISON in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3300 Decided by a vote of 4-0 to: (1) find reason to believe that GALLAGHER FOR NEW YORK, and GALLAGHER, MICHAEL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3301 Decided by a vote of 4-0 to: (1) find reason to believe that GREAT LAKES SUPER POLITICAL ACTION COMMITTEE, and DWIGHT WASHINGTON in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3303 Decided by a vote of 4-0 to: (1) find reason to believe that KHARY FOR CONGRESS, and HOTZ, SUSAN in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3305 Decided by a vote of 4-0 to: (1) find reason to believe that MAXWELL FOR CONGRESS, and CHIP MAXWELL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3306 Decided by a vote of 4-0 to: (1) find reason to believe that PAMELA KEITH FOR SENATE 2016, and PAMELA KEITH in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3307 Decided by a vote of 4-0 to: (1) find reason to believe that PELLERIN FOR US SENATE LLC, and JENNIFER MAY in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3308 Decided by a vote of 4-0 to: (1) find reason to believe that PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3309 Decided by a vote of 4-0 to: (1) find reason to believe that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and HACKENDORN, MICHAEL B in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3310 Decided by a vote of 4-0 to: (1) find reason to believe that PRIDE FUND TO END GUN VIOLENCE PAC, and CROWDER, JORDAN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3311 Decided by a vote of 4-0 to: (1) find reason to believe that RICH ASHOOH COMMITTEE, and MALONEY, RICHARD J. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3312 Decided by a vote of 4-0 to: (1) find reason to believe that SOULES FOR US CONGRESS, and HENDRICKSON, MARYANN MS in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3313 Decided by a vote of 4-0 to: (1) find reason to believe that SUE GOOGE FOR CONGRESS, and TRACY PAINTER PERINA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3315 Decided by a vote of 4-0 to: (1) find reason to believe that TADDEO FOR CONGRESS, and PATINO, RALPH in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3316 Decided by a vote of 4-0 to: (1) find reason to believe that TAYLOR GRIFFIN FOR CONGRESS, and GRIFFIN, TAYLOR in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil

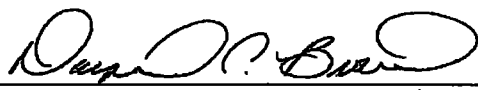
money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3317 Decided by a vote of 4-0 to: (1) find reason to believe that THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3318 Decided by a vote of 4-0 to: (1) find reason to believe that THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

Attest:

April 3, 2017
Date


Dayna C. Brown
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 5, 2017

Billy Davis, in official capacity as Treasurer
The Candidate Billy Davis Inc.
1455 Wimbledon Drive
Kennesaw, GA 30144

C00613216
AF#: 3317

Dear Mr. Davis:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year-End Report of Receipts and Disbursements every calendar year. This report, covering the period October 1, 2016 through December 31, 2016, shall be filed no later than January 31, 2017. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109(a)(4). On April 3, 2017, the FEC found that there is reason to believe ("RTB") that The Candidate Billy Davis Inc. and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before January 31, 2017. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$4,688. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$4,688 is due within forty (40) days of the finding, or by May 13, 2017, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$73,000
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 1

At this juncture, the following courses of action are available to you:

- 1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**
If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street,

NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or May 13, 2017. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that The Candidate Billy Davis Inc. and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Aimee Wechsler in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Steven T. Walther
Chair

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$4,688 for the 2016 Year-End Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: The Candidate Billy Davis Inc.

FEC ID#: C00613216

AF#: 3317

PAYMENT DUE DATE: May 13, 2017

PAYMENT AMOUNT DUE: \$4,688



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2017 JUL 10 PM 3:38

July 10, 2017

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *KR*
Kristin D. Roser/Ben Holly
Reports Analysis Division
Compliance Branch

SUBJECT: Administrative Fine Program -- Final Determination Recommendation for the
2016 Year-End Report

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2016 Year-End Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, fourteen (14) committees disclosed a level of activity after the RTB finding, which would result in a lowered civil money penalty. An overview of these cases has been provided below.

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Adrian Garcia for Congress (AF 3286) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$231 (previously estimated to be \$155,793), thus the fine would be lowered from \$7,641 to \$231.

Angel Rosa Comisionado Residente (AF 3288) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$177 (previously estimated to be \$83,669), thus the fine would be lowered from \$4,862 to \$177.

Citizens Super PAC for America (CSPAC) (AF 3290) disclosed no activity after the RTB finding (previously estimated to be \$46,542), which would result in no civil money penalty (fine previously assessed to be \$1,470).

Committee to Elect J.D. Winteregg (AF 3292) disclosed no activity after the RTB finding (previously estimated to be \$25,599), which would result in no civil money penalty (fine previously assessed to be \$1,470).

Eugene for Congress (AF 3294) filed the 2016 Year-End Report after the RTB finding and disclosed no activity (previously estimated to be \$36,946), which would result in no civil money penalty (fine previously assessed to be \$1,176).

Fresno County Democratic Women's Club/Democrats in Action (AF 3296) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$6,792 (previously estimated to be \$21,592), thus the fine would be lowered from \$654 to \$490.

Frozen Food Political Action Committee (AF 3299) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$2,210 (previously estimated to be \$29,965), thus the fine would be lowered from \$1,176 to \$407. The committee paid the civil money penalty assessed at RTB; we will therefore issue a refund for the difference (\$769).

Gallagher for New York (AF 3300) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$2,115 (previously estimated to be \$26,087), thus the fine would be lowered from \$1,176 to \$326.

Great Lakes Super Political Action Committee (AF 3301) disclosed no activity after the RTB finding (previously estimated to be \$31,500), which would result in no civil money penalty (fine previously assessed to be \$1,176).

Pamela Keith for Senate 2016 (AF 3306) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money

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penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$3,757 (previously estimated to be \$64,151), thus the fine would be lowered from \$3,751 to \$326.

Pellerin for U.S. Senate LLC (AF 3307) filed the 2016 Year-End Report after the RTB finding and disclosed no activity (previously estimated to be \$69,717), which would result in no civil money penalty (fine previously assessed to be \$3,751).

Rich Ashooh Committee (AF 3311) filed the 2016 Year-End Report after the RTB finding and disclosed no activity (previously estimated to be \$79,636), which would result in no civil money penalty (fine previously assessed to be \$4,862).

Sue Googe for Congress (AF 3313) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$11,143 (previously estimated to be \$27,806), thus the fine would be lowered from \$1,176 to \$654. The committee paid the civil money penalty assessed at RTB; we will therefore issue a refund for the difference (\$522).

The Democratic Coalition (AF 3318) filed the 2016 Year-End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$60,821 (previously estimated to be \$82,580), thus the fine would be lowered from \$4,862 to \$4,688.

For your information, two (2) committees disclosed a change in treasurer after the RTB finding. An overview of these cases is provided below.

Frozen Food Political Action Committee (AF 3299) filed an Amended Statement of Organization after the RTB finding designating Brandon Partridge as Treasurer.

Pride Fund to End Gun Violence (AF 3310) filed an Amended Statement of Organization after the RTB finding designating Jason Lindsay as Treasurer.

RAD Recommendation

- (1) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports violated 52 U.S.C. § 30104(a) and assess the final civil money penalties so indicated.
- (2) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports with no activity, violated 52 U.S.C. § 30104(a) and will not be assessed a civil money penalty.
- (3) Send the appropriate letters.

Federal Election Commission
FD Circulation Report Fine Not Paid
2016 YEAR-END Not Election Sensitive 01/31/2017 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
3286	ADRIAN GARCIA FOR CONGRESS	ADRIAN GARCIA	C00589844	MONICA GARCIA	04/15/2017	Not Filed	\$231	0	04/03/2017	\$7,641	98	\$231
3287	AMERICA COMES FIRST PAC		C00623256	DAVID W. SCHAMENS		Not Filed	\$154,403 (est)	2	04/03/2017	\$7,641	98	\$7,641
3288	ANGEL ROSA COMISIONADO RESIDENTE	ANGEL ROSA	C00597682	ELISAMUEL RIVERA	05/19/2017	Not Filed	\$177	0	04/03/2017	\$4,862	98	\$177
3289	BRUCE DAVIS FOR US CONGRESS	BRUCE EDWARD DAVIS SR.	C00556944	GLENDIA CLARK		Not Filed	\$16,667 (est)	1	04/03/2017	\$654	98	\$654
3290	CITIZENS SUPER PAC FOR AMERICA (CSPAC)		C00496927	SIDDIQ MUMIN		Not Filed	\$0	2	04/03/2017	\$1,470	98	NONE
3291	CLAITOR FOR CONGRESS	DANIEL A. CLAITOR	C00554253	CHELSEA BONNECAZE		Not Filed	\$120,518 (est)	7	04/03/2017	\$15,630	98	\$15,630
3292	COMMITTEE TO ELECT JD WINTEREGG	J.D. WINTEREGG	C00551465	JOSEPH WINTEREGG		Not Filed	\$0	1	04/03/2017	\$1,470	98	NONE
3294	EUGENE FOR CONGRESS	EUGENE YU	C00606970	ERIC YU	06/22/2017	Not Filed	\$0	1	04/03/2017	\$1,176	98	NONE
3295	FIORE FOR CONGRESS FRESNO COUNTY	MICHELE FIORE	C00580943	ANDREA SCHULEIN		Not Filed	\$176,142 (est)	0	04/03/2017	\$7,641	98	\$7,641
3296	DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		C00404350	SHARLYN WOODY	07/09/2017	Not Filed	\$6,792	1	04/03/2017	\$654	98	\$490
3297	FRIENDS OF MATT DETCH	MATTHEW PAUL DETCH	C00603654	MICHAEL BEALE		Not Filed	\$36,668 (est)	2	04/03/2017	\$1,176	98	\$1,176
3300	GALLAGHER FOR NEW YORK	MICHAEL GALLAGHER	C00576223	MICHAEL GALLAGHER	5/12/2017	Not Filed	\$2,115	0	04/03/2017	\$1,176	98	\$326
3301	GREAT LAKES SUPER POLITICAL ACTION COMMITTEE		C00524363	DWIGHT WASHINGTON		Not Filed	\$0	0	04/03/2017	\$1,176	98	NONE
3303	KHARY FOR CONGRESS	KHARY PENEBAKER	C00607929	SUSAN HOTZ		Not Filed	\$31,973 (est)	1	04/03/2017	\$1,176	98	\$1,176
3305	MAXWELL FOR CONGRESS	CHIP MAXWELL	C00565598	CHIP MAXWELL		Not Filed	\$32,240 (est)	0	04/03/2017	\$1,176	98	\$1,176
3306	PAMELA KEITH FOR SENATE 2016	PAMELA MICHELE KEITH	C00570564	PAMELA KEITH	04/14/2017	Not Filed	\$3,757	0	04/03/2017	\$3,751	98	\$326
3307	PELLERIN FOR US SENATE LLC	JOSHUA A. PELLERIN	C00612861	JENNIFER MAY	04/14/2017	Not Filed	\$0	2	04/03/2017	\$3,751	98	NONE
3311	RICH ASHOOH COMMITTEE	RICHARD E. ASHOOH	C00473538	RICHARD J. MALONEY	04/17/2017	Not Filed	\$0	0	04/03/2017	\$4,862	98	NONE
3314	SWING STATES FOR A CONSERVATIVE WHITE HOUSE PAC INC		C00362632	OFFICE OF TREASURER		Not Filed	\$44,816 (est)	1	04/03/2017	\$1,470	98	\$1,470
3316	TAYLOR GRIFFIN FOR CONGRESS	WILLIAM TAYLOR GRIFFIN	C00561314	TAYLOR GRIFFIN		Not Filed	\$119,567 (est)	0	04/03/2017	\$6,252	98	\$6,252
3317	THE CANDIDATE BILLY DAVIS INC.	BILLY DAVIS	C00613216	BILLY DAVIS		Not Filed	\$73,000 (est)	1	04/03/2017	\$4,688	98	\$4,688
3318	THE DEMOCRATIC COALITION		C00612846	FRANCESCA N. LUCIA	04/26/2017	Not Filed	\$60,821	1	04/03/2017	\$4,862	98	\$4,688

7/10/2017 10:17 AM

Federal Election Commission
FD Circulation Report Fine Paid
2016 YEAR-END Not Election Sensitive 01/31/2017 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
3283	DAN COX FOR CONGRESS	DAN COX	C00814362	DANIEL RAZVI	02/14/2017	14	\$2,091	1	04/03/2017	\$117	\$117	05/02/2017	\$117
3299	FROZEN FOOD POLITICAL ACTION COMMITTEE		C00385740	BRANDON PARTIDGE	05/08/2017	Not Filed	\$2,210	1	04/03/2017	\$1,176	\$407	05/02/2017	\$1,176*
3308	PENINSULA DEMOCRATIC COALITION		C00427203	ZACHERY ROSS	02/08/2017	8	\$5,441	1	04/03/2017	\$113	\$113	05/05/2017	\$113
3309	PLUMBERS AND PIPEFITTERS LOCAL UNION 74		C00192849	MICHAEL B. HACKENDORN	02/13/2017	13	\$4,387	4	04/03/2017	\$222	\$222	05/17/2017	\$222
3310	PRIDE FUND TO END GUN VIOLENCE		C00820427	JASON LINDSAY	03/04/2017	Not Filed	\$13,225	0	04/03/2017	\$654	\$654	05/15/2017	\$654
3313	SUE GOOGE FOR CONGRESS	SUE GOOGE	C00581875	TRACY PAINTER PERINA	05/14/2017	Not Filed	\$11,143	0	04/03/2017	\$1,176	\$654	6/20/2017	\$1,176*
3315	TADDEO FOR CONGRESS	ANNETTE TADDEO	C00445163	RALPH PATINO	02/17/2017	17	\$346,833	0	04/03/2017	\$6,793	\$6,793	05/08/2017	\$6,793

* This committee disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty and will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding. This committee paid the civil money penalty assessed at RTB; therefore, we will issue a refund for the difference.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program – Final)
Determination Recommendation for the)
2016 Year-End Report:)
ADRIAN GARCIA FOR CONGRESS, and) AF# 3286
GARCIA, MONICA as treasurer;)
AMERICA COMES FIRST PAC, and) AF# 3287
SCHAMENS, DAVID W MR. as treasurer;)
ANGEL ROSA COMISIONADO) AF# 3288
RESIDENTE, and RIVERA, ELISAMUEL)
as treasurer;)
BRUCE DAVIS FOR US CONGRESS, and) AF# 3289
CLARK, GLENDA as treasurer;)
CLAITOR FOR CONGRESS, and) AF# 3291
CHELSEA BONNECAZE as treasurer;)
DAN COX FOR CONGRESS, and RAZVI,) AF# 3293
DANIEL as treasurer;)
FIORE FOR CONGRESS, and) AF# 3295
SCHULEIN, ANDREA as treasurer;)
FRESNO COUNTY DEMOCRATIC) AF# 3296
WOMEN'S CLUB/DEMOCRATS IN)
ACTION, and WOODY, SHARLYN MS as)
treasurer;)
FRIENDS OF MATT DETCH, and) AF# 3297
BEALE, MICHAEL as treasurer;)
FROZEN FOOD POLITICAL ACTION) AF# 3299
COMMITTEE, and PARTRIDGE,)
BRANDON as treasurer;)
GALLAGHER FOR NEW YORK, and) AF# 3300
GALLAGHER, MICHAEL as treasurer;)
KHARY FOR CONGRESS, and HOTZ,) AF# 3303
SUSAN as treasurer;)
MAXWELL FOR CONGRESS, and CHIP) AF# 3305
MAXWELL as treasurer;)
PAMELA KEITH FOR SENATE 2016, and) AF# 3306
PAMELA KEITH as treasurer;)

11-00000-10-14-15

PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS as treasurer; AF# 3308
PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and HACKENDORN, MICHAEL B as treasurer;) AF# 3309
PRIDE FUND TO END GUN VIOLENCE, and LINDSAY, JASON as treasurer;) AF# 3310
SUE GOOGE FOR CONGRESS, and TRACY PAINTER PERINA as treasurer;) AF# 3313
TADDEO FOR CONGRESS, and PATINO, RALPH as treasurer;) AF# 3315
TAYLOR GRIFFIN FOR CONGRESS, and GRIFFIN, TAYLOR as treasurer;) AF# 3316
THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY as treasurer;) AF# 3317
THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N as treasurer;) AF# 3318

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission, do hereby certify that on July 13, 2017 the Commission took the following actions on the Administrative Fine Program – Final Determination Recommendation for the 2016 Year-End Report as recommended in the Reports Analysis Division's Memorandum dated July 10, 2017, on the following committees:

AF#3286 Decided by a vote of 5-0 to: (1) make a final determination that ADRIAN GARCIA FOR CONGRESS, and GARCIA, MONICA in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3287 Decided by a vote of 5-0 to: (1) make a final determination that AMERICA COMES FIRST PAC, and SCHAMENS, DAVID W MR. in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money

penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3288 Decided by a vote of 5-0 to: (1) make a final determination that ANGEL ROSA COMISIONADO RESIDENTE, and RIVERA, ELISAMUEL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3289 Decided by a vote of 5-0 to: (1) make a final determination that BRUCE DAVIS FOR US CONGRESS, and CLARK, GLENDA in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3291 Decided by a vote of 5-0 to: (1) make a final determination that CLAITOR FOR CONGRESS, and CHELSEA BONNECAZE in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3293 Decided by a vote of 5-0 to: (1) make a final determination that DAN COX FOR CONGRESS, and RAZVI, DANIEL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3295 Decided by a vote of 5-0 to: (1) make a final determination that FIORE FOR CONGRESS, and SCHULEIN, ANDREA in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3296 Decided by a vote of 5-0 to: (1) make a final determination that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and WOODY, SHARLYN MS in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3297 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS OF MATT DETCH, and BEALE, MICHAEL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#3299 Decided by a vote of 5-0 to: (1) make a final determination that FROZEN FOOD POLITICAL ACTION COMMITTEE, and PARTRIDGE, BRANDON in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3300 Decided by a vote of 5-0 to: (1) make a final determination that GALLAGHER FOR NEW YORK, and GALLAGHER, MICHAEL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3303 Decided by a vote of 5-0 to: (1) make a final determination that KHARY FOR CONGRESS, and HOTZ, SUSAN in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3305 Decided by a vote of 5-0 to: (1) make a final determination that MAXWELL FOR CONGRESS, and CHIP MAXWELL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3306 Decided by a vote of 5-0 to: (1) make a final determination that PAMELA KEITH FOR SENATE 2016, and PAMELA KEITH in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3308 Decided by a vote of 5-0 to: (1) make a final determination that PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3309 Decided by a vote of 5-0 to: (1) make a final determination that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and HACKENDORN, MICHAEL B in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3310 Decided by a vote of 5-0 to: (1) make a final determination that PRIDE FUND TO END GUN VIOLENCE, and LINDSAY, JASON in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3313 Decided by a vote of 5-0 to: (1) make a final determination that SUE GOOGE FOR CONGRESS, and TRACY PAINTER PERINA in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3315 Decided by a vote of 5-0 to: (1) make a final determination that TADDEO FOR CONGRESS, and PATINO, RALPH in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.


AF#3316 Decided by a vote of 5-0 to: (1) make a final determination that TAYLOR GRIFFIN FOR CONGRESS, and GRIFFIN, TAYLOR in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3317 Decided by a vote of 5-0 to: (1) make a final determination that THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3318 Decided by a vote of 5-0 to: (1) make a final determination that THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

July 19, 2017
Date


Dayna C. Brown
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 19, 2017

Billy Davis, in official capacity as Treasurer
The Candidate Billy Davis Inc.
1455 Wimbledon Drive
Kennesaw, GA 30144

C00613216
AF#: 3317

Dear Mr. Davis:

On April 3, 2017, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that The Candidate Billy Davis Inc. and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) for filing late or failing to file the 2016 Year-End Report. By letter dated April 5, 2017, the Commission notified you of the RTB finding and the civil money penalty calculated at the RTB stage to be \$4,688 in accordance with the schedule of penalties at 11 CFR § 111.43. Within forty (40) days of the FEC's RTB finding, you, as treasurer, were required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty. You must also file the 2016 Year-End Report if you have not already done so.

The FEC did not receive payment of the calculated civil money penalty or a written response within the time permitted. The FEC made a final determination on July 13, 2017 that The Candidate Billy Davis Inc. and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$4,688 in accordance with 11 CFR § 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$73,000
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 1

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within thirty (30) days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in

a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within thirty (30) days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within five (5) days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive

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endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 CFR §§ 111.42(b) and 111.20(c), the file will be placed on the public record within thirty (30) days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Aimee Wechsler at Federal Election Commission, 999 E St., NW, Washington, DC 20463, or our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

On behalf of the Commission,

Storer & Walther

Steven T. Walther
Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the civil money penalty is \$4,688 for the 2016 Year-End Report. The payment is due within 30 days of receipt of this letter.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: The Candidate Billy Davis Inc.

FEC ID#: C00613216

AF#: 3317

PAYMENT AMOUNT DUE: \$4,688